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EX PARTE OR LATE FILED



Albert M. Lewis, Esq.
Federal Government Affairs
Vice President

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March 13, 2000

RECEIVED

MAR 13 2000

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Magalie Roman Salas, Secretary
Federal Communications Commission
Office of the Secretary
445 Twelfth Street, SW Room TWB-204
Washington, DC 20554

Re: Ex parte - CC Docket No. 96-98 / CCBPol 97-4
Petition of MCI for Declaratory Ruling That New Entrants
Need Not Obtain Separate License or Right-to-Use
Agreements Before Purchasing Unbundled Network Elements

Dear Ms. Salas:

Today, the enclosed letter was sent to Mr. Lawrence Strickling, with copies to Mr. Robert Atkinson and Ms. Michelle Carey, of the Common Carrier Bureau. This letter discusses a recent decision by the United States District Court for the Western District of Texas, Austin Division, ordering AT&T to provide the Court with a status report on this proceeding. Please place a copy of this correspondence in the record of this proceeding.

Two copies of this Notice are being submitted to the Secretary of the Commission in accordance with Section 1.1206(b)(1) of the Commission's Rules.

Very truly yours,

Albert M. Lewis

Enclosure

cc: Mr. Lawrence Strickling
Mr. Robert Atkinson
Ms. Mitchell Carey
Mr. Christopher Wright
Ms. Dorothy Attwood

Mr. Kyle Dixon
Ms. Rebecca Beynon
Mr. Jordan Goldstein
Ms. Sarah Whitesell

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Enclosure

cc: Mr. Lawrence Strickling
Mr. Robert Atkinson
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March 13, 2000

Mr. Lawrence Strickling, Chief
Common Carrier Bureau
Federal Communications Commission
445 12th Street, SW Room 5-C450
Washington, DC 20554

Re: Ex parte - CC Docket No. 96-98; CCBPol 97-4
Petition of MCI for Declaratory Ruling That New Entrants
Need Not Obtain Separate License or Right-to-Use
Agreements Before Purchasing Unbundled Network Elements

Dear Mr. Strickling:

I am writing to bring to your attention a recent order by the United States District Court for the Western District of Texas, Austin Division that orders AT&T to provide the Court with a report on the status of this proceeding. AT&T's report must be filed on Friday, March 17, 2000. AT&T will report to the Court that the Commission's proceeding is still pending, the need for a ruling remains urgent, and that there is no further information that AT&T can provide about the status of the proceeding at the Commission. AT&T is not entirely comfortable speaking for the Commission in this matter, and we would certainly consider any input you might have as we prepare our response to the court.

Very truly yours,

Albert M. Lewis

Enclosure

cc: Mr. Robert Atkinson
Ms. Michelle Carey

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

FILED
MAR 5 2000
U.S. DISTRICT COURT
CLERK'S OFFICE
BY DEPUTY

SOUTHWESTERN BELL
TELEPHONE COMPANY

vs.

NO. A 98 CA 736 SS

AT&T COMMUNICATIONS
OF THE SOUTHWEST, et al.

ORDER

BE IT REMEMBERED on this the 6th day of March 2000 the Court reviewed the file in the above-captioned matter and noting that this file was opened and stayed November 11, 1998, pending review by the Federal Communications Commission of AT&T's affirmative claims for relief, and thereafter enters the following order:

IT IS ORDERED that defendant AT&T file a report of the status of proceedings pending before the Federal Communications Commission within eleven days from the date of this order.

SIGNED this the 6th day of March 2000.


UNITED STATES DISTRICT JUDGE